

1 ***-1465/P4.726* *-0808/2.249* SECTION 2178.** 73.0301 (2) (a) 1. of the statutes
2 is amended to read:

3 73.0301 (2) (a) 1. Request the department of revenue to certify whether an
4 applicant for a license or license renewal or continuation is liable for delinquent
5 taxes. With respect to an applicant for a license granted by a credentialing board,
6 the department of ~~regulation and licensing~~ safety and professional services shall
7 make a request under this subdivision. This subdivision does not apply to the
8 department of transportation with respect to licenses described in sub. (1) (d) 7.

9 ***-1465/P4.727* *-0808/2.250* SECTION 2179.** 73.0301 (2) (a) 2. of the statutes
10 is amended to read:

11 73.0301 (2) (a) 2. Request the department of revenue to certify whether a
12 license holder is liable for delinquent taxes. With respect to a holder of a license
13 granted by a credentialing board, the department of ~~regulation and licensing~~ safety
14 and professional services shall make a request under this subdivision.

15 ***-1465/P4.728* *-0808/2.251* SECTION 2180.** 73.0301 (2) (b) 1. a. of the
16 statutes is amended to read:

17 73.0301 (2) (b) 1. a. If, after a request is made under par. (a) 1. or 2., the
18 department of revenue certifies that the license holder or applicant for a license or
19 license renewal or continuation is liable for delinquent taxes, revoke the license or
20 deny the application for the license or license renewal or continuation. The
21 department of transportation may suspend licenses described in sub. (1) (d) 7. in lieu
22 of revoking those licenses. A suspension, revocation or denial under this subd. 1. a.
23 is not subject to administrative review or, except as provided in subd. 2. and sub. (5)
24 (am), judicial review. With respect to a license granted by a credentialing board, the
25 department of ~~regulation and licensing~~ safety and professional services shall make

1 a revocation or denial under this subd. 1. a. With respect to a license to practice law,
2 the department of revenue shall not submit a certification under this subd. 1. a. to
3 the supreme court until after the license holder or applicant has exhausted his or her
4 remedies under sub. (5) (a) and (am) or has failed to make use of such remedies.

5 *-1465/P4.729* *-0808/2.252* SECTION 2181. 73.0301 (2) (b) 1. b. of the
6 statutes is amended to read:

7 73.0301 (2) (b) 1. b. Mail a notice of suspension, revocation or denial under
8 subd. 1. a. to the license holder or applicant. The notice shall include a statement
9 of the facts that warrant the suspension, revocation or denial and a statement that
10 the license holder or applicant may, within 30 days after the date on which the notice
11 of denial, suspension or revocation is mailed, file a written request with the
12 department of revenue to have the certification of tax delinquency on which the
13 suspension, revocation or denial is based reviewed at a hearing under sub. (5) (a).

14 With respect to a license granted by a credentialing board, the department of
15 ~~regulation and licensing~~ safety and professional services shall mail a notice under
16 this subd. 1. b. With respect to a license to practice law, the department of revenue
17 shall mail a notice under this subd. 1. b. and the notice shall indicate that the license
18 holder or applicant may request a hearing under sub. (5) (a) and (am) and that the
19 department of revenue shall submit a certificate of delinquency to suspend, revoke,
20 or deny a license to practice law to the supreme court after the license holder or
21 applicant has exhausted his or her remedies under sub. (5) (a) and (am) or has failed
22 to make use of such remedies. A notice sent to a person who holds a license to practice
23 law or who is an applicant for a license to practice law shall also indicate that the
24 department of revenue may not submit a certificate of delinquency to the supreme

1 court if the license holder or applicant pays the delinquent tax in full or enters into
2 an agreement with the department of revenue to satisfy the delinquency.

3 ***-1465/P4.730* *-0808/2.253* SECTION 2182.** 73.0301 (2) (b) 2. of the statutes
4 is amended to read:

5 73.0301 (2) (b) 2. Except as provided in subd. 2m., if notified by the department
6 of revenue that the department of revenue has affirmed a certification of tax
7 delinquency after a hearing under sub. (5) (a), affirm a suspension, revocation or
8 denial under subd. 1. a. A license holder or applicant may seek judicial review under
9 ss. 227.52 to 227.60, except that the review shall be in the circuit court for Dane
10 County, of an affirmation of a revocation or denial under this subdivision. With
11 respect to a license granted by a credentialing board, the department of regulation
12 and licensing safety and professional services shall make an affirmation under this
13 subdivision.

14 ***-1465/P4.731* *-0808/2.254* SECTION 2183.** 73.0301 (2) (b) 3. of the statutes
15 is amended to read:

16 73.0301 (2) (b) 3. If a person submits a nondelinquency certificate issued under
17 sub. (5) (b) 1., reinstate the license or grant the application for the license or license
18 renewal or continuation, unless there are other grounds for suspending or revoking
19 the license or for denying the application for the license or license renewal or
20 continuation. If reinstatement is required under this subdivision, a person is not
21 required to submit a new application or other material or to take a new test. No
22 separate fee may be charged for reinstatement of a license under this subdivision.
23 With respect to a license granted by a credentialing board, the department of
24 regulation and licensing safety and professional services shall reinstate a license or
25 grant an application under this subdivision.

.....
SECTION 2184

1 ***-1465/P4.732* *-0808/2.255* SECTION 2184.** 73.0301 (2) (b) 4. of the statutes
2 is amended to read:

3 73.0301 (2) (b) 4. If a person whose license has been suspended or revoked or
4 whose application for a license or license renewal or continuation has been denied
5 under subd. 1. a. submits a nondelinquency certificate issued under sub. (3) (a) 2.,
6 reinstate the license or grant the person's application for the license or license
7 renewal or continuation, unless there are other grounds for not reinstating the
8 license or for denying the application for the license or license renewal or
9 continuation. With respect to a license granted by a credentialing board, the
10 department of ~~regulation and licensing~~ safety and professional services shall
11 reinstate a license or grant an application under this subdivision.

12 ***-1187/P5.394* SECTION 2185.** 73.12 (1) (b) of the statutes is amended to read:
13 73.12 (1) (b) "Vendor" means a person providing goods or services to this state
14 or the University of Wisconsin-Madison under subch. IV or V of ch. 16 or under ch.
15 84.

16 ***-1187/P5.395* SECTION 2186.** 73.12 (2) of the statutes is amended to read:
17 73.12 (2) REQUEST FOR SETOFF. The department of revenue may request the
18 department of administration to proceed under sub. (3) against any vendor who owes
19 a tax. A request under this subsection consists of identification of the vendor and of
20 the vendor's contracts with this state or the University of Wisconsin-Madison and
21 notice to the vendor of the request for a setoff.

22 ***-1187/P5.396* SECTION 2187.** 73.12 (3) of the statutes is amended to read:
23 73.12 (3) SETOFF. Upon receipt of a request under sub. (2), the department of
24 administration shall begin to set off against amounts owed by this state or the
25 University of Wisconsin-Madison to a vendor taxes owed to this state by that vendor

1 until those taxes are paid in full. If the secretary of administration determines,
2 within 30 days after receipt of a request for setoff, that the vendor against whom
3 setoff is requested is either an essential supplier of critical commodities or the only
4 vendor from whom a necessary good or service can be obtained and notifies the
5 secretary of revenue of that determination, the department of administration shall
6 waive the right of setoff and the department of administration shall pay to the vendor
7 the amounts set off. The department of administration or the University of
8 Wisconsin-Madison shall, within 30 days after the end of each calendar quarter,
9 transfer to the department of revenue the taxes set off during the previous calendar
10 quarter for deposit in the general fund, or in the transportation fund in respect to
11 taxes owed under ch. 78, and shall notify the department of revenue of the amounts
12 set off against each vendor.

13 ***-1187/P5.397* SECTION 2188.** 73.12 (5) of the statutes is amended to read:

14 73.12 (5) LIABILITY PRECLUDED. Exchange of information required to administer
15 this section does not result in liability under s. 71.78, 72.06, 77.61 (5), 78.80 (3) or
16 139.38 (6). The department of administration or the University of
17 Wisconsin-Madison is not liable to any vendor because of setoffs under this section.

18 ***-1187/P5.398* SECTION 2189.** 73.12 (7) of the statutes is amended to read:

19 73.12 (7) TAX IDENTIFICATION INFORMATION. The department of administration
20 and the University of Wisconsin-Madison may collect from vendors and provide to
21 the department of revenue any tax identification information that the department
22 of revenue requires to administer the program under this section.

23 ***-1050/P3.10* SECTION 2190.** 74.01 (5) of the statutes is amended to read:

24 74.01 (5) "Special tax" means any amount entered in the tax roll which is not
25 a general property tax, special assessment or special charge. "Special tax" includes

SECTION 2190

1 any interest and penalties assessed for nonpayment of the tax before it is placed in
2 the tax roll ~~and any charge under s. 287.093 (1) (a) 2. that is placed on the tax roll~~
3 ~~under s. 287.093 (2).~~

4 ***-1465/P4.733* *-1059/P3.474* SECTION 2191.** 75.106 (1) (a) of the statutes
5 is amended to read:

6 75.106 (1) (a) "Brownfield" has the meaning given in s. ~~560.13~~ 238.13 (1) (a),
7 except that, for purposes of this section, "brownfield" also means abandoned, idle, or
8 underused residential facilities or sites, the expansion or redevelopment of which is
9 adversely affected by actual or perceived environmental contamination.

10 ***-1220/P1.1* SECTION 2192.** 76.24 (2) (a) of the statutes is amended to read:

11 76.24 (2) (a) All taxes paid by any railroad company derived from or
12 apportionable to repair facilities, docks, ore yards, piers, wharves, grain elevators,
13 and their approaches, or car ferries on the basis of the separate valuation provided
14 for in s. 76.16, shall be distributed annually from the transportation fund to the
15 towns, villages, and cities in which they are located, pursuant to certification made
16 by the department of revenue on or before August 15. Beginning with amounts
17 distributed in 2011, the amount distributed to any town, village, or city under this
18 paragraph may not be less than the amount distributed to it in 2010 under this
19 paragraph.

20 ***-1465/P4.734* *-1059/P3.475* SECTION 2193.** 76.635 (1) (a) of the statutes
21 is amended to read:

22 76.635 (1) (a) "Certified capital company" has the meaning given in s. 560.29
23 (1) (a), 2009 stats.

24 ***-1465/P4.735* *-1059/P3.476* SECTION 2194.** 76.635 (1) (b) of the statutes
25 is amended to read:

1 76.635 (1) (b) "Certified capital investment" has the meaning given in s. 560.29
2 (1) (b), 2009 stats.

3 ***-1465/P4.736* *-1059/P3.477* SECTION 2195.** 76.635 (1) (c) of the statutes
4 is amended to read:

5 76.635 (1) (c) "Investment date" has the meaning given in s. 560.29 (1) (d), 2009
6 stats.

7 ***-1465/P4.737* *-1059/P3.478* SECTION 2196.** 76.635 (1) (d) of the statutes
8 is amended to read:

9 76.635 (1) (d) "Investment pool" has the meaning given in s. 560.29 (1) (e), 2009
10 stats.

11 ***-1465/P4.738* *-1059/P3.479* SECTION 2197.** 76.635 (1) (e) of the statutes
12 is amended to read:

13 76.635 (1) (e) "Qualified investment" has the meaning given in s. 560.29 (1) (g),
14 2009 stats.

15 ***-1465/P4.739* *-1059/P3.480* SECTION 2198.** 76.636 (1) (b) 1. of the statutes
16 is amended to read:

17 76.636 (1) (b) 1. A development zone under s. 238.30 or s. 560.70, 2009 stats.

18 ***-1465/P4.740* *-1059/P3.481* SECTION 2199.** 76.636 (1) (b) 2. of the statutes
19 is amended to read:

20 76.636 (1) (b) 2. A development opportunity zone under s. 238.395 or s. 560.795,
21 2009 stats.

22 ***-1465/P4.741* *-1059/P3.482* SECTION 2200.** 76.636 (1) (b) 3. of the statutes
23 is amended to read:

24 76.636 (1) (b) 3. An enterprise development zone under s. 238.397 or s. 560.797,
25 2009 stats.

SECTION 2201

1 ***-1465/P4.742* *-1059/P3.483* SECTION 2201.** 76.636 (1) (b) 4. of the statutes
2 is amended to read:

3 76.636 (1) (b) 4. An agricultural development zone under s. 238.398 or s.
4 560.798, 2009 stats.

5 ***-1195/2.131* SECTION 2202.** 76.636 (1) (e) 13. of the statutes is amended to
6 read:

7 76.636 (1) (e) 13. A ~~food stamp~~ recipient of benefits under the supplemental
8 nutrition assistance program under 7 USC 2011 to 2036.

9 ***-1465/P4.743* *-1059/P3.484* SECTION 2203.** 76.636 (2) (intro.) of the
10 statutes is amended to read:

11 76.636 (2) CREDITS. (intro.) Except as provided in s. 73.03 (35), and subject to
12 s. 238.385 or s. 560.785, 2009 stats., for any taxable year for which an insurer is
13 entitled under s. 238.395 or s. 560.795 (3), 2009 stats., to claim tax benefits or
14 certified under s. 238.365 (3), 238.397 (4), or 238.398 (3) or s. 560.765 (3), 2009 stats.,
15 s. 560.797 (4), 2009 stats., or s. 560.798 (3), 2009 stats., the insurer may claim as a
16 credit against the fees due under s. 76.60, 76.63, 76.65, 76.66, or 76.67 the following
17 amounts:

18 ***-1465/P4.744* *-1059/P3.485* SECTION 2204.** 76.636 (2) (b) of the statutes
19 is amended to read:

20 76.636 (2) (b) The amount determined by multiplying the amount determined
21 under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number of full-time
22 jobs created in a development zone and filled by a member of a targeted group and
23 by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and
24 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

1 ***-1465/P4.745* *-1059/P3.486* SECTION 2205.** 76.636 (2) (c) of the statutes
2 is amended to read:

3 76.636 (2) (c) The amount determined by multiplying the amount determined
4 under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full-time
5 jobs created in a development zone and not filled by a member of a targeted group
6 and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and
7 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

8 ***-1465/P4.746* *-1059/P3.487* SECTION 2206.** 76.636 (2) (d) of the statutes
9 is amended to read:

10 76.636 (2) (d) The amount determined by multiplying the amount determined
11 under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the number of
12 full-time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009
13 stats., excluding jobs for which a credit has been claimed under s. 71.47 (1dj), in an
14 enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., and for
15 which significant capital investment was made and by then subtracting the
16 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid
17 under s. 49.147 (3m) (c) for those jobs.

18 ***-1465/P4.747* *-1059/P3.488* SECTION 2207.** 76.636 (2) (e) of the statutes
19 is amended to read:

20 76.636 (2) (e) The amount determined by multiplying the amount determined
21 under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full-time
22 jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats.,
23 excluding jobs for which a credit has been claimed under s. 71.47 (1dj), in a
24 development zone and not filled by a member of a targeted group and by then

1 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and
2 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

3 ***-1465/P4.748* *-1059/P3.489* SECTION 2208.** 76.636 (4) (intro.) of the
4 statutes is amended to read:

5 76.636 (4) CREDIT PRECLUDED. (intro.) If the certification of a person for tax
6 benefits under s. 238.365 (3), 238.397 (4), or 238.398 (3) or s. 560.765 (3), 2009 stats.,
7 s. 560.797 (4), 2009 stats., or s. 560.798 (3), 2009 stats., is revoked, or if the person
8 becomes ineligible for tax benefits under s. 238.395 (3) or s. 560.795 (3), 2009 stats.,
9 that person may not do any of the following:

10 ***-1465/P4.749* *-1059/P3.490* SECTION 2209.** 76.636 (5) of the statutes is
11 amended to read:

12 76.636 (5) CARRY-OVER PRECLUDED. If a person who is entitled under s. 238.395
13 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 238.365 (3),
14 238.397 (4), or 238.398 (3) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats.,
15 or s. 560.798 (3), 2009 stats., for tax benefits ceases business operations in the
16 development zone during any of the taxable years that that zone exists, that person
17 may not carry over to any taxable year following the year during which operations
18 cease any unused credits from the taxable year during which operations cease or
19 from previous taxable years.

20 ***-1465/P4.750* *-1059/P3.491* SECTION 2210.** 76.636 (6) of the statutes is
21 amended to read:

22 76.636 (6) ADMINISTRATION. Any insurer who claims a credit under sub. (2) shall
23 include with the insurer's annual return under s. 76.64 a copy of its certification for
24 tax benefits and a copy of its verification of expenses from the department of
25 commerce or the Wisconsin Economic Development Corporation.

1 ***-1465/P4.751* *-1059/P3.492* SECTION 2211.** 76.637 (1) of the statutes is
2 amended to read:

3 76.637 (1) DEFINITION. In this section, "claimant" means an insurer who files
4 a claim under this section and is certified under s. 238.301 (2) or s. 560.701 (2), 2009
5 stats., and authorized to claim tax benefits under s. 238.303 or s. 560.703, 2009 stats.

6 ***-1465/P4.752* *-1059/P3.493* SECTION 2212.** 76.637 (2) of the statutes is
7 amended to read:

8 76.637 (2) FILING CLAIMS. Subject to the limitations under this section, ss.
9 238.301 to 238.306, and ss. 560.701 to 560.706, 2009 stats., for taxable years
10 beginning after December 31, 2008, a claimant may claim as a credit against the fees
11 due under s. 76.60, 76.63, 76.65, 76.66, or 76.67 the amount authorized for the
12 claimant under s. 238.303 or s. 560.703, 2009 stats.

13 ***-1465/P4.753* *-1059/P3.494* SECTION 2213.** 76.637 (3) of the statutes is
14 amended to read:

15 76.637 (3) LIMITATIONS. No credit may be allowed under this section unless the
16 insurer includes with the insurer's annual return under s. 76.64 a copy of the
17 claimant's certification under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and a copy
18 of the claimant's notice of eligibility to receive tax benefits under s. 238.303 (3) or s.
19 560.703 (3), 2009 stats.

20 ***-1465/P4.754* *-1059/P3.495* SECTION 2214.** 76.637 (4) of the statutes is
21 amended to read:

22 76.637 (4) ADMINISTRATION. If an insurer's certification is revoked under s.
23 238.305 or s. 560.705, 2009 stats., or if an insurer becomes ineligible for tax benefits
24 under s. 238.302 or s. 560.702, 2009 stats., the insurer may not claim credits under
25 this section for the taxable year that includes the day on which the certification is

1 revoked; the taxable year that includes the day on which the insurer becomes
2 ineligible for tax benefits; or succeeding taxable years and the insurer may not carry
3 over unused credits from previous years to offset the fees imposed under ss. 76.60,
4 76.63, 76.65, 76.66, or 76.67 for the taxable year that includes the day on which
5 certification is revoked; the taxable year that includes the day on which the insurer
6 becomes ineligible for tax benefits; or succeeding taxable years.

7 ***-1465/P4.755* *-1059/P3.496* SECTION 2215.** 76.638 (1) of the statutes is
8 amended to read:

9 76.638 (1) DEFINITIONS. In this section, "fund manager" means an investment
10 fund manager certified under s. 238.15 (2) or s. 560.205 (2), 2009 stats.

11 ***-1465/P4.756* *-1059/P3.497* SECTION 2216.** 76.638 (2) of the statutes is
12 amended to read:

13 76.638 (2) FILING CLAIMS. For taxable years beginning after December 31, 2008,
14 subject to the limitations provided under this subsection and s. 238.15 or s. 560.205,
15 2009 stats., an insurer may claim as a credit against the fees imposed under s. 76.60,
16 76.63, 76.65, 76.66, or 76.67, 25 percent of the insurer's investment paid to a fund
17 manager that the fund manager invests in a business certified under s. 238.15 or s.
18 560.205 (1), 2009 stats.

19 ***-1320/2.22* SECTION 2217.** Chapter 77 (title) of the statutes is amended to
20 read:

21 **CHAPTER 77**

22 **TAXATION OF FOREST CROPLANDS;**

23 **REAL ESTATE TRANSFER FEES;**

24 **SALES AND USE TAXES; COUNTY,**

25 **TRANSIT AUTHORITY, AND**

1 **SPECIAL DISTRICT SALES AND USE**
2 **TAXES; MANAGED FOREST LAND;**
3 **RECYCLING ECONOMIC DEVELOPMENT**
4 **SURCHARGE; LOCAL FOOD**
5 **AND BEVERAGE TAX;**
6 **LOCAL RENTAL CAR TAX; PREMIER**
7 **RESORT AREA TAXES;**
8 **STATE RENTAL VEHICLE FEE;**
9 **DRY CLEANING FEES;**
10 **SOUTHEASTERN REGIONAL**
11 **TRANSIT AUTHORITY FEE**

12 ***-1465/P4.757* *-0808/2.256* SECTION 2218.** 77.22 (2) (d) of the statutes is
13 amended to read:

14 77.22 (2) (d) If the real estate transferred is not subject to certification under
15 s. 101.122 (4) (a), waiver under s. 101.122 (4) (b) or stipulation under s. 101.122 (4)
16 (c), the reason why it is not so subject or the form prescribed by the department of
17 ~~commerce~~ safety and professional services under s. 101.122 (6).

18 ***-1218/P1.1* SECTION 2219.** 77.54 (5) (am) of the statutes is created to read:

19 77.54 (5) (am) Modular homes, as defined in s. 101.71 (6), and manufactured
20 homes, as defined in s. 101.91 (2), that are used in real property construction
21 activities outside this state.

22 ***-1187/P5.399* SECTION 2220.** 77.54 (9a) (a) of the statutes, as affected by
23 2011 Wisconsin Act 7, is amended to read:

24 77.54 (9a) (a) This state or any agency thereof, the University of Wisconsin
25 Hospitals and Clinics Authority, the University of Wisconsin-Madison, the

1 Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority,
2 the Wisconsin Quality Home Care Authority, the Wisconsin Economic Development
3 Corporation, and the Fox River Navigational System Authority.

****NOTE: The above exempts the UW from paying state and local sales and use taxes.

4 ***-1219/P2.1* SECTION 2221.** 77.54 (11m) of the statutes is created to read:

5 77.54 (11m) The sales price from the sales of and the storage, use, or other
6 consumption of vegetable oil or animal fat that is converted into motor vehicle fuel
7 that is exempt under s. 78.01 (2n) from the taxes imposed under s. 78.01 (1).

8 ***-0711/P4.2* SECTION 2222.** 77.61 (21) of the statutes is created to read:

9 77.61 (21) Beginning with the taxes that the department receives on July 1,
10 2012, the department shall annually estimate the amount of, and deposit into the
11 transportation fund, the following percentages of the taxes collected under ss. 77.52
12 and 77.53 on the sale, lease, or use of motor vehicles and motor vehicle parts and
13 accessories:

14 (a) For fiscal year 2012-13, 7.5 percent, except that the amount deposited
15 under this paragraph may not exceed \$35,127,000.

16 (b) For fiscal year 2013-14, 10 percent.

17 (c) For fiscal year 2014-15, 15 percent.

18 (d) For fiscal year 2015-16, 20 percent.

19 (e) For fiscal year 2016-17, 25 percent.

20 (f) For fiscal year 2017-18, 30 percent.

21 (g) For fiscal year 2018-19, 35 percent.

22 (h) For fiscal year 2019-20, 40 percent.

23 (i) For fiscal year 2020-21, 45 percent.

(j) For fiscal year 2021-22, and for each fiscal year thereafter, 50 percent.

***-1388/1.5* SECTION 2223.** 77.708 (1) of the statutes is amended to read:

77.708 (1) A transit authority created under s. 66.1039, by resolution and referendum under s. 66.1039 (4) (s), may impose a sales tax and a use tax under this subchapter at a rate not to exceed 0.5 percent of the sales price or purchase price. Those taxes may be imposed only in their entirety. The resolution and referendum shall be effective on the first day of the first calendar quarter that begins at least 120 days after the adoption of the resolution and affirmative result of the referendum.

***-1320/2.23* SECTION 2224.** Subchapter VII (title) of chapter 77 [precedes 77.92] of the statutes is amended to read:

CHAPTER 77

SUBCHAPTER VII

RECYCLING ECONOMIC DEVELOPMENT SURCHARGE

***-1320/2.24* SECTION 2225.** 77.93 (intro.) of the statutes is amended to read:

77.93 Applicability. (intro.) For the privilege of doing business in this state, there is imposed ~~a recycling~~ an economic development surcharge on the following entities:

***-1320/2.25* SECTION 2226.** 77.96 (6) of the statutes is amended to read:

77.96 (6) The department of revenue shall refer to the surcharge under this subchapter as the ~~recycling~~ economic development surcharge.

***-1320/2.26* SECTION 2227.** 77.97 of the statutes is amended to read:

77.97 Use of revenue. The department of revenue shall deposit the surcharge, interest and penalties collected under this subchapter in the ~~recycling and renewable energy~~ economic development fund under s. 25.49.

***-1052/P8.1* SECTION 2228.** 79.01 (2d) of the statutes is amended to read:

1 79.01 (2d) There is established an account in the general fund entitled the
2 "County and Municipal Aid Account." ~~Beginning with the distributions in 2011, the~~
3 The total amount to be distributed each year in 2011 to counties and municipalities
4 from the county and municipal aid account is \$824,825,715 and the total amount to
5 be distributed to counties and municipalities in 2012, and in each year thereafter,
6 from the county and municipal aid account is \$728,825,715.

7 *-0809/4.22* SECTION 2229. 79.02 (3) (e) of the statutes is amended to read:

8 79.02 (3) (e) For the distribution in 2004 and subsequent years, the total
9 amount of the November payments to each county and municipality under s. 79.035
10 shall be reduced by an amount equal to the amount of supplements paid from the
11 appropriation accounts under s. 20.435 (4) (b) and (gm) that the county or
12 municipality received for the fiscal year in which a payment is made under this
13 section, as determined under s. 49.45 (51).

14 *-1052/P8.2* SECTION 2230. 79.02 (5) of the statutes is created to read:

15 79.02 (5) (a) For the distribution in 2012, the total amount of the payments to
16 all municipalities from the county and municipal aid account shall be reduced by
17 \$59,500,000 and the total amount of the payments to all counties from the county and
18 municipal aid account shall be reduced by \$36,500,000.

19 (b) 1. To calculate the reduction under this subsection for each municipality, the
20 department of revenue shall first divide \$59,500,000 by the total population of all
21 municipalities. The department shall then adjust the result of the calculation to
22 establish a per capita amount applied to all municipalities so that the reduction for
23 each municipality is no more than the maximum allowable reduction under this
24 subsection for that municipality and so that the total reductions to county and
25 municipal aid payments for municipalities under this subsection is \$59,500,000.

1 2. To calculate the reduction under this subsection for each county, the
2 department of revenue shall first divide \$36,500,000 by the total population of all
3 counties. The department shall then adjust the result of the calculation to establish
4 a per capita amount applied to all counties so that the reduction for each county is
5 no more than the maximum allowable reduction under this subsection for that
6 county and so that the total reductions to county and municipal aid payments for
7 counties under this subsection is \$36,500,000.

8 (c) The reduction for a municipality that has a population of less than 2,500 is
9 the amount calculated by multiplying the amount determined under par. (b) 1. by the
10 municipality's population, multiplied by the quotient of the municipality's
11 population divided by 2,500, except that the reduction determined under this
12 paragraph may not exceed the lesser of an amount equal to 50 percent of the
13 municipality's payment from the county and municipal aid account in 2011 or 10
14 cents for each \$1,000 of the municipality's equalized value, as determined under s.
15 70.57.

16 (d) 1. The reduction for a municipality that has a population of at least 2,500,
17 but no greater than 10,000, is the amount equal to 10 cents for each \$1,000 of the
18 municipality's equalized value, as determined under s. 70.57, plus the amount
19 determined as follows:

20 a. Multiply the amount determined under par. (b) 1. by the municipality's
21 population.

22 b. Subtract 2,500 from the municipality's population.

23 c. Divide the number determined under subd. 1. b. by 7,500.

24 d. Multiply the number determined under subd. 1. a. by the number
25 determined under subd. 1. c.

1 2. The reduction determined under this paragraph may not exceed the lesser
2 of an amount equal to 50 percent of the municipality's payment from the county and
3 municipal aid account in 2011 or 15 cents for each \$1,000 of the municipality's
4 equalized value, as determined under s. 70.57.

5 (e) 1. The reduction for a municipality that has a population greater than
6 10,000, but no greater than 50,000, is the amount equal to 15 cents for each \$1,000
7 of the municipality's equalized value, as determined under s. 70.57, plus the amount
8 determined as follows:

9 a. Multiply the amount determined under par. (b) 1. by the municipality's
10 population.

11 b. Subtract 10,000 from the municipality's population.

12 c. Divide the number determined under subd. 1. b. by 40,000.

13 d. Multiply the number determined under subd. 1. a. by the number
14 determined under subd. 1. c.

15 2. The reduction determined under this paragraph may not exceed the lesser
16 of an amount equal to 50 percent of the municipality's payment from the county and
17 municipal aid account in 2011 or 25 cents for each \$1,000 of the municipality's
18 equalized value, as determined under s. 70.57.

19 (f) 1. The reduction for a municipality that has a population greater than
20 50,000, but no greater than 110,000, is the amount equal to 25 cents for each \$1,000
21 of the municipality's equalized value, as determined under s. 70.57, plus the amount
22 determined as follows:

23 a. Multiply the amount determined under par. (b) 1. by the municipality's
24 population.

25 b. Subtract 50,000 from the municipality's population.

1 c. Divide the number determined under subd. 1. b. by 60,000.

2 d. Multiply the number determined under subd. 1. a. by the number
3 determined under subd. 1. c.

4 2. The reduction determined under this paragraph may not exceed the lesser
5 of an amount equal to 50 percent of the municipality's payment from the county and
6 municipal aid account in 2011 or 30 cents for each \$1,000 of the municipality's
7 equalized value, as determined under s. 70.57.

8 (g) The reduction for a municipality that has a population greater than 110,000
9 is the lesser of an amount equal to 50 percent of the municipality's payment from the
10 county and municipal aid account in 2011 or 30 cents for each \$1,000 of the
11 municipality's equalized value, as determined under s. 70.57, plus an amount equal
12 to the municipality's population multiplied by the amount determined under par. (b)
13 1., except that the reduction determined under this paragraph may not exceed an
14 amount equal to 35 cents for each \$1,000 in equalized value, as determined under
15 s. 70.57.

16 (h) The reduction for a county is the amount determined under par. (b) 2.
17 multiplied by the county's population, except that the reduction determined under
18 this paragraph may not exceed the lesser of an amount equal to 50 percent of the
19 county's payment from the county and municipal aid account in 2011 or \$0.15 for
20 each \$1,000 of the county's equalized value, as determined under s. 70.57.

21 ***-1052/P8.3* SECTION 2231.** 79.035 (1) of the statutes is amended to read:

22 79.035 (1) In 2004 and subsequent years, except as provided under s. 79.02 (4)
23 and (5), each county and municipality shall receive a payment from the county and
24 municipal aid account and, beginning with payments in November 2009, from the

1 appropriation accounts under s. 20.835 (1) (q) and (r) in an amount determined under
2 sub. (2).

3 ***-1465/P4.758* *-1059/P3.498* SECTION 2232.** 79.04 (7) (a) of the statutes is
4 amended to read:

5 79.04 (7) (a) Beginning with payments in 2005, if a production plant, as
6 described in sub. (6) (a), other than a nuclear-powered production plant, is built on
7 the site of, or on a site adjacent to, an existing or decommissioned production plant;
8 or is built on a site purchased by a public utility before January 1, 1980, that was
9 identified in an advance plan as a proposed site for a production plant; or is built on,
10 or on a site adjacent to, brownfields, as defined in s. 238.13 (1) (a) or s. 560.13 (1) (a),
11 2009 stats., after December 31, 2003, and has a name-plate capacity of at least one
12 megawatt, each municipality and county in which such a production plant is located
13 shall receive annually from the public utility account a payment in an amount that
14 is equal to the number of megawatts that represents the production plant's
15 name-plate capacity, multiplied by \$600.

16 ***-1052/P8.4* SECTION 2233.** 79.043 (6) of the statutes is amended to read:

17 79.043 (6) For the distribution in 2011 ~~and subsequent years~~, each county and
18 municipality shall receive a payment under this section and s. 79.035 that is equal
19 to the amount of the payment determined for the county or municipality under s.
20 79.02 (4) in 2010.

21 ***-1052/P8.5* SECTION 2234.** 79.043 (7) of the statutes is created to read:

22 79.043 (7) For the distribution in 2012 and subsequent years, each county and
23 municipality shall receive a payment under this section and s. 79.035 that is equal
24 to the amount of the payment determined for the county or municipality under s.
25 79.02 (5) for 2012.

1 ***-0642/P3.1* SECTION 2235.** 79.05 (1) (am) of the statutes is amended to read:

2 79.05 (1) (am) "Inflation factor" means a percentage equal to the average
3 annual percentage change in the U.S. consumer price index for all urban consumers,
4 U.S. city average, as determined by the U.S. department of labor, for the 12 months
5 ending on September 30 of the year before the statement under s. 79.015, except that
6 the percentage under this paragraph shall not be less than ~~3 percent~~ zero.

7 ***-1465/P4.759* *-1059/P3.499* SECTION 2236.** 84.01 (6m) (b) (intro.) of the
8 statutes is amended to read:

9 84.01 (6m) (b) (intro.) The department, in consultation with the ~~department~~
10 ~~of commerce~~ Wisconsin Economic Development Corporation, shall do all of the
11 following for each economic development program administered by the department:

12 ***-1465/P4.760* *-1059/P3.500* SECTION 2237.** 84.01 (11m) (title) of the
13 statutes is amended to read:

14 84.01 (11m) (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND
15 REPORTING.

16 ***-1465/P4.761* *-1059/P3.501* SECTION 2238.** 84.01 (11m) of the statutes is
17 renumbered 84.01 (11m) (b) and amended to read:

18 84.01 (11m) (b) Annually, no later than October 1, the department shall submit
19 to the joint legislative audit committee and to the appropriate standing committees
20 of the legislature under s. 13.172 (3) a comprehensive report assessing economic
21 development programs, as defined in sub. (6m) (a), administered by the department.
22 The report shall include all of the information required under s. ~~560.01 (2) (am)~~
23 238.07 (2). The department shall collaborate with the ~~department of commerce~~
24 Wisconsin Economic Development Corporation to make readily accessible to the
25 public on an Internet-based system the information required under this subsection.

1 ***-1465/P4.762* *-1059/P3.502* SECTION 2239.** 84.01 (11m) (a) of the statutes
2 is created to read:

3 84.01 (11m) (a) The department shall coordinate any economic development
4 assistance with the Wisconsin Economic Development Corporation.

5 ***-1252/P3.7* SECTION 2240.** 84.01 (13) of the statutes is renumbered 84.01
6 (13) (b) and amended to read:

7 84.01 (13) (b) The department may engage such engineering, consulting,
8 surveying, or other specialized services as it deems advisable. Any engagement of
9 services under this subsection is exempt from ss. 16.70 to 16.75, 16.755 to 16.82, and
10 16.85 to 16.89, but ss. 16.528, 16.752, 16.753, and 16.754 apply to such engagement.
11 Any engagement involving an expenditure of \$3,000 or more shall be by formal
12 contract approved by the governor. The department shall conduct a uniform
13 cost-benefit analysis, ~~as defined in s. 16.70 (3g),~~ of each proposed engagement under
14 this subsection that involves an estimated expenditure of more than \$25,000 in
15 accordance with standards prescribed by rule of the department. The department
16 shall review periodically, and before any renewal, the continued appropriateness of
17 contracting pursuant to each engagement under this subsection that involves an
18 estimated expenditure of more than \$25,000.

19 ***-1403/4.18* SECTION 2241.** 84.01 (33) (c) of the statutes is repealed.

20 ***-1403/4.19* SECTION 2242.** 84.013 (1) (a) (intro.) of the statutes is amended
21 to read:

22 84.013 (1) (a) (intro.) "Major highway project" means a project, except a project
23 providing an approach to a bridge over a river that forms a boundary of the state or
24 a southeast Wisconsin freeway rehabilitation project under s. 84.014, which
25 megaproject under s. 84.0145, that satisfies any of the following:

1 1m. The project has a total cost of more than \$5,000,000 \$30,000,000, subject
2 to adjustment under sub. (2m), and which involves any of the following:

3 ***-1403/4.20* SECTION 2243.** 84.013 (1) (a) 1. of the statutes is renumbered
4 84.013 (1) (a) 1m. a.

5 ***-1403/4.21* SECTION 2244.** 84.013 (1) (a) 2. (intro.), a. and b. of the statutes
6 are consolidated, renumbered 84.013 (1) (a) 1m. b. and amended to read:

7 84.013 (1) (a) 1m. b. Reconstructing or reconditioning an existing highway by
8 either of the following: a. ~~Relocating~~ relocating 2.5 miles or more of the existing
9 highway. b. ~~Adding or adding~~ one or more lanes 5 miles or more in length to the
10 existing highway.

11 ***-1403/4.22* SECTION 2245.** 84.013 (1) (a) 2m. of the statutes is created to read:
12 84.013 (1) (a) 2m. The project has a total cost of more than \$75,000,000, subject
13 to adjustment under sub. (2m).

14 ***-1403/4.23* SECTION 2246.** 84.013 (1) (a) 3. of the statutes is renumbered
15 84.013 (1) (a) 1m. c.

16 ***-1403/4.24* SECTION 2247.** 84.013 (2) (a) of the statutes is amended to read:
17 84.013 (2) (a) Subject to ss. 84.014 (6) (b), 84.555, and 86.255, major highway
18 projects shall be funded from the appropriations under ss. 20.395 (3) (bq) to (bx) and
19 (ct) and (4) (jq) and 20.866 (2) (ur) to (uum) and (uus).

20 ***-1403/4.25* SECTION 2248.** 84.013 (2) (b) of the statutes is amended to read:
21 84.013 (2) (b) Except as provided in ss. ~~84.014~~, 84.03 (3), and 84.555, and
22 subject to ~~ss.~~ ss. 84.014 (6) (c) and 86.255, reconditioning, reconstruction and
23 resurfacing of highways shall be funded from the appropriations under ss. 20.395 (3)
24 (cq) to (cx) and 20.866 (2) (uur) and (uut).

25 ***-1403/4.26* SECTION 2249.** 84.013 (2m) of the statutes is created to read:

1 84.013 (2m) The department shall annually adjust the amounts specified in
2 sub. (1) (a) 1m. and 2m. to reflect the annual change in the Wisconsin Department
3 of Transportation Price Index, Yearly Moving Average, as maintained by the
4 department or, if at any time the department no longer maintains this index, another
5 suitable index as determined by the department. Beginning in 2012, prior to October
6 1 of each year, the department shall compute the annual adjustment required under
7 this subsection and shall publish the new adjusted amount applicable under sub. (1)
8 (a) 1m. and 2m., which amount shall become effective on October 1 of that year. The
9 department may not adjust the amounts specified in sub. (1) (a) 1m. and 2m. to an
10 amount less than that specified in sub. (1) (a) 1m. and 2m.

11 *-1403/4.27* SECTION 2250. 84.013 (3) (ad) of the statutes is created to read:
12 84.013 (3) (ad) Notwithstanding s. 13.489 (4) (c), any project approved by the
13 transportation projects commission under s. 13.489 (4m) (b).

14 *-1168/1.1* SECTION 2251. 84.013 (3) (bd) of the statutes is created to read:
15 84.013 (3) (bd) I 39/90 extending approximately 45 miles from USH 12/18 in
16 Dane County to the Illinois-Wisconsin state line in Rock County.

17 *-1168/1.2* SECTION 2252. 84.013 (3) (bh) of the statutes is created to read:
18 84.013 (3) (bh) STH 38 extending approximately 9 miles from CTH "K" in
19 Racine County to Oakwood Road in Milwaukee County.

20 *-1168/1.3* SECTION 2253. 84.013 (3) (bp) of the statutes is created to read:
21 84.013 (3) (bp) USH 10 and USH 10/STH 441 extending approximately 5 miles
22 from CTH "CB" in Winnebago County to Oneida Street in Calumet County.

23 *-1168/1.4* SECTION 2254. 84.013 (3) (bt) of the statutes is created to read:
24 84.013 (3) (bt) STH 15 extending approximately 11 miles from STH 76 to USH
25 45, near New London, in Outagamie County.

1 ***-1403/4.28* SECTION 2255.** 84.013 (4) (a) of the statutes is amended to read:

2 84.013 (4) (a) Subject to s. 13.489 (1m), in preparation for future major highway
3 projects, the department may perform preliminary engineering and design work and
4 studies for possible major highway projects not listed under sub. (3), but no major
5 highway may be constructed unless the project is listed under sub. (3) or approved
6 under sub. (6).

7 ***-1465/P4.763* *-1059/P3.503* SECTION 2256.** 84.013 (9) of the statutes is
8 amended to read:

9 84.013 (9) If the department, ~~in consultation with the department of commerce,~~
10 determines that a business development having a payroll exceeding \$10,000,000 in
11 a calendar year is being located within a 3-mile radius of the intersection of I 90 and
12 Town Line Road in Rock County, the department shall construct an interchange
13 funded from the appropriations under s. 20.395 (3) (cq) to (cx) off of I 90 to Town Line
14 Road.

15 ***-1403/4.29* SECTION 2257.** 84.014 (2) of the statutes is amended to read:

16 84.014 (2) Subject to ss. 84.555 and 86.255, any southeast Wisconsin freeway
17 rehabilitation projects, including the Marquette interchange reconstruction project
18 and projects that involve adding one or more lanes 5 miles or more in length to the
19 existing freeway, may be funded ~~only~~ from the appropriations under ss. 20.395 (3)
20 (cr), (ct), (cw), and (cy) and 20.866 (2) (uum) and (uup).

21 ***-1403/4.30* SECTION 2258.** 84.014 (6) of the statutes is created to read:

22 84.014 (6) (a) A southeast Wisconsin freeway rehabilitation project under this
23 section may not simultaneously be considered a southeast Wisconsin freeway
24 megaproject under s. 84.0145.

(b) Notwithstanding sub. (5m), a southeast Wisconsin freeway rehabilitation project under this section may also be considered a major highway project, eligible for funding under s. 84.013 (2) (a), if the project meets the criteria for a major highway project under s. 84.013 (1) (a) and satisfies all applicable requirements under ss. 13.489 and 84.013.

(c) Notwithstanding sub. (5m), a southeast Wisconsin freeway rehabilitation project under this section may also be eligible for funding under s. 84.013 (2) (b) if the project is not considered a southeast Wisconsin freeway megaproject under s. 84.0145 or a major highway project under s. 84.013.

***-1403/4.31* SECTION 2259.** 84.0145 of the statutes is created to read:

84.0145 Southeast Wisconsin freeway megaprojects. (1) In this section:

(a) "I 94 north-south corridor" has the meaning given in s. 84.014 (5m) (ag) 1.

(b) "Southeast Wisconsin freeway" has the meaning given in s. 84.014 (1) (e).

(c) "Southeast Wisconsin freeway megaproject" means any project on a southeast Wisconsin freeway having a total cost of more than \$500 million, subject to adjustment under sub. (4).

(d) "Zoo interchange" has the meaning given in s. 84.014 (5m) (ag) 2.

(2) Subject to sub. (3) and s. 86.255, any southeast Wisconsin freeway megaproject may be funded only from the appropriations under ss. 20.395 (3) (aq), (av), (ax), and (ct) and 20.866 (2) (uup).

(3) (a) The department may not encumber or expend any moneys for construction of a southeast Wisconsin freeway megaproject unless the project is specifically enumerated in a list under par. (b).

(b) The department may provide funding for the following southeast Wisconsin freeway megaprojects:

1 1. The I 94 north-south corridor project.

2 2. The Zoo interchange project.

3 (4) The department shall annually adjust the amount specified in sub. (1) (c)
4 to reflect the annual change in the Wisconsin Department of Transportation Price
5 Index, Yearly Moving Average, as maintained by the department or, if at any time
6 the department no longer maintains this index, another suitable index as
7 determined by the department. Beginning in 2012, prior to October 1 of each year,
8 the department shall compute the annual adjustment required under this subsection
9 and shall publish the new adjusted amount applicable under sub. (1) (c), which
10 amount shall become effective on October 1 of that year. The department may not
11 adjust the amount specified in sub. (1) (c) to an amount less than that specified in sub.
12 (1) (c).

13 ***-1384/2.1* SECTION 2260.** 84.016 (2) of the statutes is amended to read:

14 84.016 (2) Notwithstanding ss. 84.013, 84.51, 84.52, 84.53, 84.555, and 84.95,
15 but subject to sub. (3) and s. 86.255, this state's share of costs for any major interstate
16 bridge project, including preliminary design work for the project, may be funded only
17 from the appropriations under ss. 20.395 (3) (dq), (dv), and (dx) and 20.866 (2) (ugm).

18 ***-1384/2.2* SECTION 2261.** 84.016 (3) of the statutes is repealed.

19 ***-1465/P4.764* *-0808/2.257* SECTION 2262.** 84.075 (1c) (a) of the statutes
20 is amended to read:

21 84.075 (1c) (a) "Disabled veteran-owned business" means a business certified
22 by the department of ~~commerce~~ safety and professional services under s. ~~560.0335~~
23 490.02 (3).

24 ***-1465/P4.765* *-0808/2.258* SECTION 2263.** 84.075 (1c) (b) of the statutes
25 is amended to read:

SECTION 2263

1 84.075 (1c) (b) "Minority business" means a business certified by the
2 department of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04 (2).

3 ***-1465/P4.766* *-0808/2.259* SECTION 2264.** 84.075 (3) of the statutes is
4 amended to read:

5 84.075 (3) The department shall at least semiannually, or more often if
6 required by the department of administration, report to the department of
7 administration the total amount of money it has paid to contractors, subcontractors,
8 and vendors that are minority businesses and that are disabled veteran-owned
9 businesses under ss. 84.01 (13), 84.06, and 84.07 and the number of contacts with
10 minority businesses and disabled veteran-owned businesses in connection with
11 proposed purchases and contracts. In its reports, the department shall include only
12 amounts paid to businesses certified by the department of ~~commerce~~ safety and
13 professional services as minority businesses or disabled veteran-owned businesses.

14 ***-1465/P4.767* *-0808/2.260* SECTION 2265.** 84.076 (1) (c) of the statutes is
15 amended to read:

16 84.076 (1) (c) "Minority business" has the meaning given under s. ~~560.036~~
17 490.04 (1) (e) 1.

18 ***-1465/P4.768* *-0808/2.261* SECTION 2266.** 84.076 (1) (d) of the statutes is
19 amended to read:

20 84.076 (1) (d) "Minority group member" has the meaning given under s.
21 ~~560.036~~ 490.04 (1) (f).

22 ***-1465/P4.769* *-0805/P2.20* SECTION 2267.** 84.09 (5) (a) of the statutes is
23 amended to read:

24 84.09 (5) (a) Subject to pars. (b) and (c) and to the approval of the governor, the
25 department may sell at public or private sale property of whatever nature owned by

1 the state and under the jurisdiction of the department when the department
2 determines that the property is no longer necessary for the state's use for
3 transportation purposes and, if real property, the real property is not the subject of
4 a petition under s. 560.9810 (2). The department shall present to the governor a full
5 and complete report of the property to be sold, the reason for the sale, and the
6 minimum price for which the same should be sold, together with an application for
7 the governor's approval of the sale. The governor shall thereupon make such
8 investigation as he or she may deem necessary and approve or disapprove the
9 application. Upon such approval and receipt of the full purchase price, the
10 department shall by appropriate deed or other instrument transfer the property to
11 the purchaser. The approval of the governor is not required for public or private sale
12 of property having an appraised value at the time of sale of not more than \$15,000,
13 for the transfer of surplus state real property to the department of administration
14 under s. 560.9810, or for the transfer of surplus state personal property to the
15 department of tourism under sub. (5s). The funds derived from sales under this
16 subsection shall be deposited in the transportation fund, and the expense incurred
17 by the department in connection with the sale shall be paid from such fund.

18 *-1465/P4.770* *-0805/P2.21* SECTION 2268. 84.09 (5) (b) of the statutes is
19 amended to read:

20 84.09 (5) (b) Subject to the approval of the governor in the manner, scope, and
21 form specified in par. (a), with respect to the sale of property acquired by the
22 department for a project that is completed after May 25, 2006, the department shall,
23 and with respect to the sale of property acquired by the department for a project that
24 is completed before May 25, 2006, the department may offer for sale or transfer
25 ownership of the property that the department determines is no longer necessary for

1 the state's use for transportation purposes, ~~if the property is not the subject of a~~
2 ~~petition under s. 560.9810 (2).~~ This disposition process shall take place within 24
3 months of the completion of the transportation project for which the property was
4 acquired. Except as provided in par. (c) 3., the department shall offer limited and
5 general marketable properties at appraised value, as determined by a state-certified
6 or licensed appraiser, for not less than 12 months. If the department does not sell
7 the property at or above its appraised value, the department shall offer the property
8 for sale by means of sealed bids or public auction. For the purposes of this paragraph,
9 a project is completed when final payment is made under the contract for the project.

10 ***-1465/P4.771* *-0805/P2.22* SECTION 2269.** 84.09 (5r) of the statutes is
11 amended to read:

12 84.09 (5r) In lieu of the sale or conveyance of property under sub. (5) or (5m),
13 the department may, subject to the approval of the governor, donate real property
14 that is adjacent to the veterans memorial site located at The Highground in Clark
15 County and owned by the state and under the jurisdiction of the department to the
16 Wisconsin Vietnam Veterans Memorial Project, Inc., for the purpose of the veterans
17 memorial site located at The Highground in Clark County for the purpose of a
18 memorial hall specified in s. 70.11 (9). The department may donate property under
19 this subsection only when the department determines that the property is no longer
20 necessary for the state's use for transportation purposes ~~and is not the subject of a~~
21 ~~petition under s. 560.9810 (2)~~ and is transferred with a restriction that the donee may
22 not subsequently transfer the real property to any person except to this state, which
23 shall not be charged for any improvements thereon. Such restriction shall be
24 recorded in the office of the register of deeds in the county in which the property is
25 located. The department shall present to the governor a full and complete report of

1 the property to be donated, the reason for the donation, and the minimum price for
2 which the property could likely be sold under sub. (5), together with an application
3 for the governor's approval of the donation. The governor shall thereupon make such
4 investigation as he or she considers necessary and approve or disapprove the
5 application. Upon such approval, the department shall by appropriate deed or other
6 instrument transfer the property to the donee. The approval of the governor is not
7 required for donation of property having an appraised value at the time of donation
8 of not more than \$15,000. Any expense incurred by the department in connection
9 with the donation shall be paid from the transportation fund.

10 ***-1465/P4.772* *-1059/P3.504* SECTION 2270.** 84.185 (1) (a) of the statutes
11 is amended to read:

12 84.185 (1) (a) "~~Business~~" ~~has the meaning given in s. 560.60 (2)~~ means a
13 company located in this state, a company that has made a firm commitment to locate
14 a facility in this state, or a group of companies at least 80 percent of which are located
15 in this state.

16 ***-1465/P4.773* *-1059/P3.505* SECTION 2271.** 84.185 (1) (b) of the statutes
17 is amended to read:

18 84.185 (1) (b) "~~Governing body~~" ~~has the meaning specified in s. 560.60 (6)~~
19 means a county board, city council, village board, town board, regional planning
20 commission or transit commission under s. 59.58 (2) or 66.1021.

21 ***-1465/P4.774* *-1059/P3.506* SECTION 2272.** 84.185 (1) (ce) of the statutes
22 is amended to read:

23 84.185 (1) (ce) "~~Job~~" ~~has the meaning specified in s. 560.17 (1) (bm)~~ means a
24 position providing full-time equivalent employment. "Job" does not include initial
25 training before an employment position begins.

1 ***-1187/P5.400* SECTION 2273.** 84.27 of the statutes is amended to read:

2 **84.27 Institution roads.** The department may administer a program to
3 improve highways forming convenient connections between the University of
4 Wisconsin System, the University of Wisconsin-Madison, and state charitable or
5 penal institutions, and the state trunk highway system, or to construct roadways
6 under or over state trunk highways that pass through the grounds thereof, or to
7 construct and maintain all drives and roadways on such grounds or the grounds of
8 the state capitol. Within the limitations and for the purposes of this section, work
9 may be performed by or under the supervision or authority of the department, upon
10 the request for such work filed by the ~~board of regents~~ Board of Regents of the
11 University of Wisconsin System, the Board of Trustees of the University of
12 Wisconsin-Madison, or the state boards, commissions, departments or officers,
13 respectively, as to such work in connection with the institution controlled by them.
14 The cost of any work under this section shall be the responsibility of the ~~board of~~
15 ~~regents~~ Board of Regents of the University of Wisconsin System, the Board of
16 Trustees of the University of Wisconsin-Madison, or the state boards, commissions,
17 departments or officers involved.

18 ***-1403/4.32* SECTION 2274.** 84.555 (1m) of the statutes is amended to read:

19 84.555 (1m) Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds of
20 general obligation bonds issued under s. 20.866 (2) (uum) are allocated for
21 expenditure obligations under s. 84.95 and s. 84.014 and the proceeds of general
22 obligation bonds issued under s. 20.866 (2) (uup) may be used to fund expenditure
23 obligations for the Marquette interchange reconstruction project under s. 84.014
24 and, for the reconstruction of the I 94 north-south corridor, as defined in s. 84.014

(5m) (ag) 1., for the reconstruction of the Zoo interchange, as defined in s. 84.014 (5m)
(ag) 2., and southeast Wisconsin freeway megaprojects under s. 84.0145.

****NOTE: This is reconciled s. 84.555 (1m). This SECTION has been affected by drafts with the following LRB numbers: LRB-0459 and LRB-1403.

***-0803/2.4* SECTION 2275.** 84.59 (2) (b) of the statutes is amended to read:

84.59 (2) (b) The department may, under s. 18.562, deposit in a separate and distinct special fund outside the state treasury, in an account maintained by a trustee, revenues derived under ss. 341.09 (2) (d), (2m) (a) 1., (4), and (7), 341.14 (2), (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1) (a) and (b), (2), and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), and (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.269 (2) (b), 341.30 (3), 341.305 (3), 341.307 (4) (a), 341.308 (3), 341.36 (1) and (1m), 341.51 (2), and 342.14, ~~except s. 342.14 (1r)~~, and from any payments received with respect to agreements or ancillary arrangements entered into under s. 18.55 (6) with respect to revenue obligations issued under this section. The revenues deposited are the trustee's revenues in accordance with the agreement between this state and the trustee or in accordance with the resolution pledging the revenues to the repayment of revenue obligations issued under this section. Revenue obligations issued for the purposes specified in sub. (1) and for the repayment of which revenues are deposited under this paragraph are special fund obligations, as defined in s. 18.52 (7), issued for special fund programs, as defined in s. 18.52 (8).

***-0313/3.1* SECTION 2276.** 84.59 (6) of the statutes is amended to read:

84.59 (6) The building commission may contract revenue obligations when it reasonably appears to the building commission that all obligations incurred under

1 this section can be fully paid from moneys received or anticipated and pledged to be
2 received on a timely basis. Except as provided in this subsection, the principal
3 amount of revenue obligations issued under this section may not exceed
4 ~~\$3,009,784,200~~ \$3,351,547,300, excluding any obligations that have been defeased
5 under a cash optimization program administered by the building commission, to be
6 used for transportation facilities under s. 84.01 (28) and major highway projects for
7 the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal
8 amount, the building commission may contract revenue obligations under this
9 section as the building commission determines is desirable to refund outstanding
10 revenue obligations contracted under this section, to make payments under
11 agreements or ancillary arrangements entered into under s. 18.55 (6) with respect
12 to revenue obligations issued under this section, and to pay expenses associated with
13 revenue obligations contracted under this section.

14 ***-1403/4.33* SECTION 2277.** 85.05 of the statutes is amended to read:

15 **85.05 Evaluation of proposed major highway projects.** The department
16 by rule shall establish a procedure for numerically evaluating projects considered for
17 enumeration under s. 84.013 (3) as a major highway project. The evaluation
18 procedure may include any criteria that the department considers relevant. The
19 rules shall establish a minimum score that a project shall meet or exceed when
20 evaluated under the procedure established under this section before the department
21 may recommend the project to the transportation projects commission for
22 consideration under s. 13.489 (4). This section does not apply to major highway
23 projects identified in s. 84.013 (3) (ad).

24 ***-1465/P4.775* *-0805/P2.23* SECTION 2278.** 85.09 (4i) of the statutes is
25 amended to read:

1 85.09 (4i) DISPOSAL OF RAIL PROPERTY. The department shall sell at public or
2 private sale rail property acquired under sub. (4) when the department determines
3 that the rail property is not necessary for a public purpose and, if real property, the
4 real property is not the subject of a petition under s. 560.9810 (2). Upon receipt of
5 the full purchase price, the department shall, by appropriate deed or other
6 instrument, transfer the rail property to the purchaser. The funds derived from sales
7 under this subsection shall be deposited in the transportation fund, and the expense
8 incurred by the department in connection with the sale shall be paid from the
9 appropriation under s. 20.395 (2) (bq). This subsection does not apply to real
10 property that is sold under s. 16.848.

11 *-1465/P4.776* *-1059/P3.507* SECTION 2279. 85.09 (4m) of the statutes is
12 amended to read:

13 85.09 (4m) RELOCATION PLAN. The department is exempt from s. 32.25 (1) if the
14 department determines that acquiring rail property under this section will not result
15 in any displaced persons as defined in s. 32.19 (2) (e). The department shall file a
16 statement of its determinations with the department of commerce Wisconsin
17 Housing and Economic Development Authority.

18 *-1465/P4.777* *-1059/P3.508* SECTION 2280. 85.095 (2) (b) of the statutes
19 is repealed.

20 *-1389/1.3* SECTION 2281. 85.11 of the statutes is repealed.

21 *-0056/1.1* SECTION 2282. 85.14 (title) of the statutes is amended to read:

22 85.14 (title) **Payments of fees and deposits by credit card, debit card,**
23 **or other electronic payment mechanism; electronic transactions.**

24 *-0056/1.2* SECTION 2283. 85.14 (1) (a) of the statutes is amended to read:

1 85.14 (1) (a) The department may accept payment by credit card, debit card,
2 or any other electronic payment mechanism of ~~a~~ any fee that is required to be paid
3 to the department ~~under ch. 194, 218, 341, 342, 343 or 348~~. The department shall
4 determine which fees may be paid by credit card, debit card, or any other electronic
5 payment mechanism and the manner in which the payments may be made. If the
6 department permits the payment of a fee by credit card, debit card, or any other
7 electronic payment mechanism, the department may charge a convenience fee for
8 each transaction in an amount to be established by rule. The convenience fee shall
9 approximate the cost to the department for providing this service to persons who
10 request it. If the department permits the payment of a fee by credit card, debit card,
11 or any other electronic payment mechanism, the department may charge a service
12 fee of \$2.50 for each transaction until a rule is promulgated under this paragraph.

13 ***-0056/1.3* SECTION 2284.** 85.14 (3) of the statutes is created to read:

14 85.14 (3) The department may establish procedures for conducting any
15 transaction in an electronic format or using an electronic process. Any form
16 prescribed by the department may be prescribed in an automated format to facilitate
17 the department's authority under this subsection.

18 ***-0056/1.4* SECTION 2285.** 85.14 (4) of the statutes is created to read:

19 85.14 (4) The department may promulgate rules requiring a person to pay an
20 additional fee for conducting an in-person, telephone, or paper transaction in lieu
21 of using an electronic filing or submission option when the department has made an
22 electronic filing or submission option available. These rules may provide for
23 exemptions from the additional fee for designated categories of persons or
24 transactions. The fee authorized under this subsection is in addition to any other fee
25 that may be imposed by the department.

1 ***-0799/3.6* SECTION 2286.** 85.20 (4m) (a) 6. cm. of the statutes is amended to
2 read:

3 85.20 **(4m)** (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the
4 department shall pay ~~\$63,784,700 for aid payable for calendar year 2008,~~
5 ~~\$65,299,200 for aid payable for calendar year 2009,~~ \$66,585,600 for aid payable for
6 calendar year 2010, and \$68,583,200 for aid payable for calendar year 2011, and
7 \$61,724,900 for aid payable for calendar year 2012 and thereafter, to the eligible
8 applicant that pays the local contribution required under par. (b) 1. for an urban
9 mass transit system that has annual operating expenses of \$80,000,000 or more. If
10 the eligible applicant that receives aid under this subd. 6. cm. is served by more than
11 one urban mass transit system, the eligible applicant may allocate the aid between
12 the urban mass transit systems in any manner the eligible applicant considers
13 desirable.

14 ***-0799/3.7* SECTION 2287.** 85.20 (4m) (a) 6. cm. of the statutes, as affected by
15 2011 Wisconsin Act (this act), is amended to read:

16 85.20 **(4m)** (a) 6. cm. From the appropriation under s. 20.395 (1) ~~(ht)~~ (hc), the
17 department shall pay \$66,585,600 for aid payable for calendar year 2010,
18 \$68,583,200 for aid payable for calendar year 2011, and \$61,724,900 for aid payable
19 for calendar year 2012 and thereafter, to the eligible applicant that pays the local
20 contribution required under par. (b) 1. for an urban mass transit system that has
21 annual operating expenses of \$80,000,000 or more. If the eligible applicant that
22 receives aid under this subd. 6. cm. is served by more than one urban mass transit
23 system, the eligible applicant may allocate the aid between the urban mass transit
24 systems in any manner the eligible applicant considers desirable.

SECTION 2288

1 ***-0799/3.8* SECTION 2288.** 85.20 (4m) (a) 6. d. of the statutes is amended to
2 read:

3 85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the
4 department shall pay ~~\$16,754,000 for aid payable for calendar year 2008,~~
5 ~~\$17,158,400 for aid payable for calendar year 2009,~~ \$17,496,400 for aid payable for
6 calendar year 2010, and \$18,021,300 for aid payable for calendar year 2011, and
7 \$16,219,200 for aid payable for calendar year 2012 and thereafter, to the eligible
8 applicant that pays the local contribution required under par. (b) 1. for an urban
9 mass transit system that has annual operating expenses in excess of \$20,000,000 but
10 less than \$80,000,000. If the eligible applicant that receives aid under this subd. 6.
11 d. is served by more than one urban mass transit system, the eligible applicant may
12 allocate the aid between the urban mass transit systems in any manner the eligible
13 applicant considers desirable.

14 ***-0799/3.9* SECTION 2289.** 85.20 (4m) (a) 6. d. of the statutes, as affected by
15 2011 Wisconsin Act (this act), is amended to read:

16 85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (~~hu~~) (hd), the
17 department shall pay \$17,496,400 for aid payable for calendar year 2010,
18 \$18,021,300 for aid payable for calendar year 2011, and \$16,219,200 for aid payable
19 for calendar year 2012 and thereafter, to the eligible applicant that pays the local
20 contribution required under par. (b) 1. for an urban mass transit system that has
21 annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. If the
22 eligible applicant that receives aid under this subd. 6. d. is served by more than one
23 urban mass transit system, the eligible applicant may allocate the aid between the
24 urban mass transit systems in any manner the eligible applicant considers desirable.

1 ***-0799/3.10* SECTION 2290.** 85.20 (4m) (a) 6. e. of the statutes is amended to
2 read:

3 85.20 (**4m**) (a) 6. e. From the appropriation under s. 20.395 (1) (~~hw~~) (he), the
4 department may pay the uniform percentage for each eligible applicant for a
5 commuter or light rail system that has been enumerated under s. 85.062 (3). An
6 eligible applicant may not receive aid under subd. 6. cm. or d., 7., or 8. for a commuter
7 rail or light rail transit system.

8 ***-0799/3.11* SECTION 2291.** 85.20 (4m) (a) 7. a. of the statutes is amended to
9 read:

10 85.20 (**4m**) (a) 7. a. From the appropriation under s. 20.395 (1) (~~hr~~) (ha),
11 beginning with aid payable for calendar year 2002 and for each calendar year
12 thereafter, the uniform percentage for each eligible applicant served by an urban
13 mass transit system operating within an urbanized area having a population as
14 shown in the 2000 federal decennial census of at least 50,000 or receiving federal
15 mass transit aid for such area, and not specified in subd. 6.

16 ***-0799/3.12* SECTION 2292.** 85.20 (4m) (a) 7. b. of the statutes is amended to
17 read:

18 85.20 (**4m**) (a) 7. b. For the purpose of making allocations under subd. 7. a., the
19 amounts for aids are ~~\$24,034,400 in calendar year 2008, \$24,614,500 in calendar~~
20 ~~year 2009, \$25,099,500 in calendar year 2010, and \$25,852,500 in calendar year~~
21 2011, and \$23,267,200 in calendar year 2012 and thereafter. These amounts, to the
22 extent practicable, shall be used to determine the uniform percentage in the
23 particular calendar year.

24 ***-0799/3.13* SECTION 2293.** 85.20 (4m) (a) 8. a. of the statutes is amended to
25 read:

85.20 (4m) (a) 8. a. From the appropriation under s. 20.395 (1) ~~(hs)~~ (hb), beginning with aid payable for calendar year 2002 and for each calendar year thereafter, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an area having a population as shown in the 2000 federal decennial census of less than 50,000 or receiving federal mass transit aid for such area.

***-0799/3.14* SECTION 2294.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the amounts for aids are ~~\$5,440,500 in calendar year 2008, \$5,571,800 in calendar year 2009, \$5,681,600 in calendar year 2010, and \$5,852,200 in calendar year 2011, and \$5,267,000 in calendar year 2012~~ and thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.

***-0799/3.15* SECTION 2295.** 85.20 (4s) of the statutes is amended to read:

85.20 (4s) PAYMENT OF AIDS UNDER THE CONTRACT. The contracts executed between the department and eligible applicants under this section shall provide that the payment of the state aid allocation under sub. (4m) (a) for the last quarter of the state's fiscal year shall be provided from the following fiscal year's appropriation under s. 20.395 (1) ~~(hr), (hs), (ht), (hu), or (hw)~~ (ha), (hb), (hc), (hd), or (he).

***-1465/P4.778* *-0808/2.262* SECTION 2296.** 85.25 (2) (c) 1m. b. of the statutes is amended to read:

85.25 (2) (c) 1m. b. It is currently performing a useful business function as defined in s. ~~560.036~~ 490.04 (1) (h).

***-1372/2.3* SECTION 2297.** 85.26 (1) (title) of the statutes is repealed.

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1 ***-1372/2.4* SECTION 2298.** 85.26 (1) (intro.) and (a) of the statutes are
2 consolidated, renumbered 85.26 (1) and amended to read:

3 85.26 (1) In this section: ~~(a)~~ “Intercity, “intercity bus service” means regularly
4 scheduled bus service for the general public that operates with limited stops over
5 fixed routes connecting 2 or more urban areas not in close proximity, that has the
6 capacity for transporting baggage carried by passengers, and that makes meaningful
7 connections with scheduled intercity bus service to more distant points if service to
8 more distant points is available.

9 ***-1372/2.5* SECTION 2299.** 85.26 (1) (b) of the statutes is repealed.

10 ***-1372/2.6* SECTION 2300.** 85.26 (1) (c) of the statutes is repealed.

11 ***-1372/2.7* SECTION 2301.** 85.26 (2) (title) of the statutes is repealed.

12 ***-1372/2.8* SECTION 2302.** 85.26 (2) (a) (intro.) and 1. of the statutes are
13 consolidated, renumbered 85.26 (2) (a) and amended to read:

14 85.26 (2) (a) The department ~~shall develop and administer an intercity bus~~
15 ~~assistance program to increase the availability of intercity bus service in this state.~~
16 ~~Under this program, the department may do any of the following: 1. Contract may~~
17 contract with private providers of intercity bus service to support intercity bus
18 service routes of the provider.

19 ***-1372/2.9* SECTION 2303.** 85.26 (2) (a) 2. of the statutes is repealed.

20 ***-1372/2.10* SECTION 2304.** 85.26 (2) (b) (intro.) of the statutes is amended to
21 read:

22 85.26 (2) (b) (intro.) All expenditures ~~under the program~~ for contracts under
23 par. (a) shall be made from the ~~appropriations~~ appropriation under s. 20.395 (1) ~~(bq),~~
24 ~~(bv), and (bx).~~ ~~The department may not enter into any contract under par. (a) 1., or~~

1 ~~award any grant under par. (a) 2., that provides funds to support any intercity bus~~
2 ~~service route in an amount exceeding the lesser of the following:~~

3 *-1372/2.11* SECTION 2305. 85.26 (2) (b) 1. of the statutes is repealed.

4 *-1372/2.12* SECTION 2306. 85.26 (2) (b) 2. of the statutes is repealed.

5 *-1372/2.13* SECTION 2307. 85.26 (2) (c) of the statutes is repealed.

6 *-0352/3.1* SECTION 2308. 86.30 (2) (a) 3. of the statutes is amended to read:

7 86.30 (2) (a) 3. For each mile of road or street under the jurisdiction of a
8 municipality as determined under s. 86.302, the mileage aid payment shall be \$1,956
9 ~~in calendar year 2008, \$2,015 in calendar year 2009, \$2,055 in calendar year 2010,~~
10 ~~and \$2,117 in calendar year 2011, and \$2,053 in calendar year 2012~~ and thereafter.

11 *-0352/3.2* SECTION 2309. 86.30 (2) (b) 1. of the statutes is amended to read:

12 86.30 (2) (b) 1. Except as provided under par. (d) and s. 86.303 (5), no
13 municipality whose aid is determined under par. (a) 2. may receive an increase in its
14 annual transportation aid payment in excess of 15% of its last previous calendar year
15 aid payment or a decrease in its annual transportation aid payment in excess of 5%
16 15 percent of its last previous calendar year transportation aid payment.

17 *-0352/3.3* SECTION 2310. 86.30 (2) (b) 1g. of the statutes is amended to read:

18 86.30 (2) (b) 1g. Except as provided under par. (d) and s. 86.303 (5), no
19 municipality whose aid is determined under par. (a) 3. may receive a decrease in its
20 annual transportation aid payment in excess of 5% 15 percent of its last previous
21 calendar year transportation aid payment.

22 *-0352/3.4* SECTION 2311. 86.30 (2) (b) 1r. of the statutes is amended to read:

23 86.30 (2) (b) 1r. Except as provided under s. 86.303, no county may receive an
24 increase in its annual transportation aid payment in excess of 15% of its last previous
25 calendar year aid payment. Except as provided under par. (dm) and s. 86.303, no

1 county may receive a decrease in its annual transportation aid payment in excess of
2 ~~2%~~ 15 percent of its last previous calendar year transportation aid payment.

3 ***-0352/3.5* SECTION 2312.** 86.30 (9) (b) of the statutes is amended to read:

4 86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2),
5 the amounts for aids to counties are ~~\$96,492,900 in calendar year 2008, \$99,387,700~~
6 ~~in calendar year 2009, \$101,375,500 in calendar year 2010, and \$104,416,800 in~~
7 ~~calendar year 2011, and \$93,975,100 in calendar year 2012~~ and thereafter. These
8 amounts, to the extent practicable, shall be used to determine the statewide county
9 average cost-sharing percentage in the particular calendar year.

10 ***-0352/3.6* SECTION 2313.** 86.30 (9) (c) of the statutes is amended to read:

11 86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2),
12 the amounts for aids to municipalities are ~~\$303,578,100 in calendar year 2008,~~
13 ~~\$312,685,400 in calendar year 2009, \$318,939,100 in calendar year 2010, and~~
14 ~~\$328,507,300 in calendar year 2011, and \$295,656,600 in calendar year 2012~~ and
15 thereafter. These amounts, to the extent practicable, shall be used to determine the
16 statewide municipal average cost-sharing percentage in the particular calendar
17 year.

18 ***-0352/3.7* SECTION 2314.** 86.303 (5) (e) of the statutes is amended to read:

19 86.303 (5) (e) Except as provided in par. (f), if a county or municipality fails to
20 submit a substantially complete and accurate financial report form by the applicable
21 date under par. (c) or (d) each year, the aids payable to the county or municipality
22 during the following year shall be equal to ~~90%~~ 85 percent of the aids actually paid
23 to the county or municipality under s. 86.30 (2) during the preceding year.

24 ***-0352/3.8* SECTION 2315.** 86.303 (5) (f) 2. of the statutes is amended to read:

1 86.303 (5) (f) 2. The amount of aids payable to the county or municipality under
2 s. 86.30 (2) during the following year may not be reduced to less than ~~90%~~ 85 percent
3 of the aids actually paid to the county or municipality under s. 86.30 (2) during the
4 preceding year.

5 ***-0352/3.9* SECTION 2316.** 86.303 (5) (h) of the statutes is amended to read:

6 86.303 (5) (h) Except as provided in par. (i), if a county or municipality under
7 par. (g) fails to submit the financial reports required under par. (g) by July 31 each
8 year, the aids payable to the county or municipality during the following year shall
9 be equal to ~~90%~~ 85 percent of the aids actually paid to the county or municipality
10 under s. 86.30 (2) during the preceding year.

11 ***-0352/3.10* SECTION 2317.** 86.303 (5) (i) 2. of the statutes is amended to read:

12 86.303 (5) (i) 2. The amount of aids payable to the county or municipality under
13 s. 86.30 (2) during the following year may not be reduced to less than ~~90%~~ 85 percent
14 of the aids actually paid to the county or municipality under s. 86.30 (2) during the
15 preceding year.

16 ***-0352/3.11* SECTION 2318.** 86.303 (7) (b) of the statutes is amended to read:

17 86.303 (7) (b) If the county or municipality fails to conduct an independent
18 audit when ordered to do so by the department, the aids payable during the following
19 year shall be equal to ~~90%~~ 85 percent of the aids actually paid during the preceding
20 year. If the department has reason to believe that the ~~90%~~ 85 percent payment will
21 be greater than the actual payment should be, the department may itself order an
22 independent audit and deduct the audit costs from the transportation aids paid to
23 the county or municipality under s. 86.30 (2). Any underpayment or overpayment
24 of aids resulting from financial reporting errors shall be rectified by adjusting aids
25 paid in the following year.

***-1284/2.9* SECTION 2319.** 91.04 (2) (j) of the statutes is amended to read:

91.04 (2) (j) Rezoning of land out of farmland preservation zoning districts under s. 91.48, ~~including the amounts of conversion fees paid to political subdivisions under s. 91.48 (1) (b).~~

***-1284/2.10* SECTION 2320.** 91.48 (1) (intro.) of the statutes is amended to read:

91.48 (1) (intro.) A political subdivision with a certified farmland preservation zoning ordinance may rezone land out of a farmland preservation zoning district without having the rezoning certified under s. 91.36, if ~~all of the following apply the~~ political subdivision finds all of the following, after public hearing:

***-1284/2.11* SECTION 2321.** 91.48 (1) (a) (intro.) of the statutes is repealed.

***-1284/2.12* SECTION 2322.** 91.48 (1) (a) 1. to 4. of the statutes are renumbered 91.48 (1) (a) to (d).

***-1284/2.13* SECTION 2323.** 91.48 (1) (b) of the statutes is repealed.

***-1284/2.14* SECTION 2324.** 91.48 (2) (intro.) and (a) of the statutes are consolidated, renumbered 91.48 (2) and amended to read:

91.48 (2) A political subdivision shall by March of 1 ~~of~~ each year provide ~~all of the following to the department: (a) A~~ a report of the number of acres that the political subdivision has rezoned out of a farmland preservation zoning district under sub. (1) during the previous year and a map that clearly shows the location of those acres.

***-1284/2.15* SECTION 2325.** 91.48 (2) (b) and (c) of the statutes are repealed.

***-1284/2.16* SECTION 2326.** 91.48 (3) of the statutes is amended to read:

91.48 (3) A political subdivision that is not a county shall by March 1 of each year submit a copy of the information that it reports to the department under sub. (2) ~~(a) and (b)~~ to the county in which the political subdivision is located.

***-1284/2.17* SECTION 2327.** 91.49 of the statutes is repealed.

***-1187/P5.401* SECTION 2328.** 92.025 (4) of the statutes is amended to read:

92.025 (4) INTERIM GOAL; STATE-RUN FARMS. The soil erosion rate on individual cropland fields of farms owned by the University of Wisconsin System, the University of Wisconsin-Madison, or any other department or agency of state government does not exceed the tolerable soil erosion level on or after July 1, 1990.

***-1187/P5.402* SECTION 2329.** 92.04 (2) (g) of the statutes is amended to read:

92.04 (2) (g) *Advise the University of Wisconsin System and University of Wisconsin-Madison.* The board shall advise the University of Wisconsin System and University of Wisconsin-Madison annually on needed research and educational programs relating to soil and water conservation.

***-1187/P5.403* SECTION 2330.** 92.05 (3) (d) of the statutes is amended to read:

92.05 (3) (d) *Advise University of Wisconsin System and University of Wisconsin-Madison.* The department shall advise the University of Wisconsin System and University of Wisconsin-Madison annually on developing research and educational programs relating to soil and water conservation.

***-1187/P5.404* SECTION 2331.** 92.07 (5) of the statutes is amended to read:

92.07 (5) EDUCATIONAL AND OTHER PROGRAMS. Each land conservation committee may encourage research and educational, informational and public service programs, advise the University of Wisconsin-Madison and University of Wisconsin System on educational needs and assist the University of

1 Wisconsin-Madison and University of Wisconsin System and the department in
2 implementing educational programs under ss. ~~36.25~~ 37.25 (7), 59.56 (3) and 92.05.

***NOTE: Given that s. 36.25 (7) is transferred to s. 37.25 (7), is it okay to refer to both the UW and the UW System in the above?

3 ***-1465/P4.779* *-1369/1.5* SECTION 2332.** 92.07 (15) of the statutes is
4 amended to read:

5 92.07 (15) ADMINISTRATION AND ENFORCEMENT OF ORDINANCES. A land
6 conservation committee may, if authorized by the county board, administer and
7 enforce those provisions of an ordinance enacted under s. 101.65 (1) (a) related to
8 construction site erosion, a zoning ordinance enacted under s. 59.693 or an ordinance
9 enacted under authority granted under s. ~~281.33 (3m)~~ 101.1206.

10 ***-1465/P4.780* *-1059/P3.509* SECTION 2333.** 93.07 (3) of the statutes is
11 amended to read:

12 93.07 (3) PROMOTION OF AGRICULTURE. To promote the interests of agriculture,
13 dairying, horticulture, manufacturing, commercial fishing and the domestic arts and
14 to advertise Wisconsin and its dairy, food, and agricultural products by conducting
15 campaigns of education throughout the United States and in foreign markets. Such
16 campaigns shall include the distribution of educational and advertising material
17 concerning Wisconsin and its plant, animal, food, and dairy products. The
18 department shall coordinate efforts by the state to advertise and promote
19 agricultural products of this state, with the ~~department of commerce~~ Wisconsin
20 Economic Development Corporation where appropriate. The department shall
21 submit its request and plan for market development program expenditures for each
22 biennium with its biennial budget request. The plan shall include the identification
23 and priority of expenditures for each market development program activity.

1 ***-1465/P4.781* *-1059/P3.510* SECTION 2334.** 93.07 (18) (b) (intro.) of the
2 statutes is amended to read:

3 93.07 (18) (b) (intro.) In consultation with the ~~department of commerce~~
4 Wisconsin Economic Development Corporation, to do all of the following for each
5 economic development program administered by the department of agriculture,
6 trade and consumer protection:

7 ***-1465/P4.782* *-1059/P3.511* SECTION 2335.** 93.07 (20) (title) of the
8 statutes is amended to read:

9 93.07 (20) (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND
10 REPORTING.

11 ***-1465/P4.783* *-1059/P3.512* SECTION 2336.** 93.07 (20) of the statutes is
12 renumbered 93.07 (20) (b) and amended to read:

13 93.07 (20) (b) Annually, no later than October 1, to submit to the joint
14 legislative audit committee and to the appropriate standing committees of the
15 legislature under s. 13.172 (3) a comprehensive report assessing economic
16 development programs, as defined in sub. (18) (a), administered by the department.
17 The report shall include all of the information required under s. ~~560.01 (2) (am)~~
18 238.07 (2). The department shall collaborate with the ~~department of commerce~~
19 Wisconsin Economic Development Corporation to make readily accessible to the
20 public on an Internet-based system the information required under this subsection.

21 ***-1465/P4.784* *-1059/P3.513* SECTION 2337.** 93.07 (20) (a) of the statutes
22 is created to read:

23 93.07 (20) (a) The department shall coordinate any economic development
24 assistance with the Wisconsin Economic Development Corporation.

25 ***-1224/P3.16* SECTION 2338.** 93.07 (26) of the statutes is amended to read:

1 93.07 (26) ALTERNATIVE FUEL REFUELING FACILITIES. To pursue ~~in cooperation~~
2 ~~with the office of energy independence~~, the establishment and maintenance of
3 sufficient alternative fuel refueling facilities at public retail outlets to meet the
4 traveling needs of the public.

5 ***-1465/P4.785* *-1059/P3.514* SECTION 2339.** 93.33 (5) (intro.) of the
6 statutes is amended to read:

7 93.33 (5) ANNUAL REPORT. (intro.) In September of each year, the council shall
8 submit a report to the appropriate standing committees of the legislature as
9 determined by the speaker of the assembly and the president of the senate, under s.
10 13.172 (3), the governor, the secretary of agriculture, trade and consumer protection,
11 the state superintendent of public instruction, the secretary of workforce
12 development, the secretary of natural resources, the ~~secretary of commerce~~ chief
13 executive officer of the Wisconsin Economic Development Corporation, the president
14 of the University of Wisconsin System, the director of the technical college system,
15 the chancellor of the University of Wisconsin-Extension, the chancellor of the
16 University of Wisconsin-Madison, the chancellor of the University of
17 Wisconsin-Platteville, the chancellor of the University of Wisconsin-River Falls,
18 and the chancellor of the University of Wisconsin-Stevens Point. The council shall
19 include all of the following in the report:

20 ***-1465/P4.786* *-1059/P3.515* SECTION 2340.** 93.42 (1) (e) of the statutes is
21 amended to read:

22 93.42 (1) (e) Cooperating with the ~~department of commerce~~ Wisconsin
23 Economic Development Corporation in promoting the state's products through the
24 state's foreign trade offices.

1 ***-1465/P4.787* *-1059/P3.516* SECTION 2341.** 93.42 (3) of the statutes is
2 repealed.

3 ***-1363/1.2* SECTION 2342.** 93.45 of the statutes is repealed.

4 ***-0157/4.1* SECTION 2343.** 93.46 (1) (am) of the statutes is repealed.

 ****NOTE: This is reconciled s. 93.46 (1) (am). This SECTION has been affected by
drafts with the following LRB numbers: -0157 and -1465.

5 ***-0157/4.2* SECTION 2344.** 93.46 (2) (c) of the statutes is amended to read:
6 93.46 (2) (c) The department may not fund any project under this subsection
7 if the proposed length of the project exceeds 3 years. The total funding to a single
8 project under this subsection may not exceed ~~\$50,000~~ \$100,000.

9 ***-0157/4.3* SECTION 2345.** 93.46 (2) (d) of the statutes is repealed.

10 ***-1363/1.3* SECTION 2346.** 93.48 of the statutes is repealed.

11 ***-1284/2.18* SECTION 2347.** 93.73 of the statutes is repealed.

12 ***-1465/P4.788* *-0808/2.263* SECTION 2348.** 93.80 of the statutes is
13 amended to read:

14 **93.80 Arsenic in wood.** The department, jointly with the department of
15 ~~commerce~~ safety and professional services, shall review scientific evidence to
16 determine whether there is a substantial likelihood that wood treated with copper,
17 chromium, and arsenic is harmful to the environment or to human health.

18 ***-1224/P3.17* SECTION 2349.** 96.01 (4m) of the statutes is amended to read:

19 96.01 (4m) "Bioenergy feedstock" ~~has the meaning given in s. 16.954 (1) (b)~~
20 means biomass used to produce energy, including transportation fuel, heat, or
21 electricity.

22 ***-0721/7.2* SECTION 2350.** 100.14 (2) of the statutes is amended to read: